Reserve

App. F. IX-4

1930. (VI)

File No. 35-30

Previous References
VP 43-29(1-2)

Serial Nos. 10, 11, 16, 17

Later References
V.P. 39-32(5)

General and Revenue Secretariat.

Serial Nos. ~~Four~~

Rs 17-E **Part B for** August 31

SUBJECT.

Delays in granting licences for building houses or in the acquisition of lands for new Villages.

---

17) Rev Commr
L 1328 D 20-8-31

Draws his attention to the above & requests him to see that this question receives special attention during the inspection of Taluk offices by Superior officers.

SS

LM

D.P. 35-30-10. L 1783-
6.10.30.

Office of the Dewan of Mysore,

NOTE.

Dated 4th October *19*30.

DEWAN'S OFFICE
M. 295
4 OCT. 1930

General Secretary with compliments.

In the course of discussion on a representation it was stated that long delays are now allowed to occur in granting licenses for building houses or in the acquisition of lands for new villages or extensions of old villages. Please let me know what measures are adopted to prevent such delays.

Urgent
6.10.30
per K R
6/10/30

Mme
LC (10) 30

P-T-O

I. Measures taken to prevent delays in granting licenses for building houses.

1) In Municipalities, the grant of licenses for building houses is regulated by Section 96 of the Mysore Municipal Regulation. Under this section every person intending to build is required to give to the Municipal Council a notice in writing of his intention to build. The Municipal Council may, within one month of the receipt of the notice, give a license or may make a provisional order directing that the work proposed should not be carried out for a period not exceeding three months or may demand for further particulars. In cases where no provisional orders are given or demands for further particulars have been received, the persons giving the notices may proceed with the work after waiting for one month from the date of the receipt of the notices by the Municipal Council. In cases where a provisional order has been received, the person concerned may, after furnishing the particulars required, proceed with the work, if no further orders have been received within one month from the receipt by the Municipal Council of such particulars.

2) In the case of villages, the grant of licenses for house building is regulated by Section 29(1) of the Mysore Village Panchayet Regulation. This section says that permission for buildings should not be refused except for the reason of the site being unsuited on sanitary grounds and that the permission shall be presumed to

WD 02553-G PB—50,000—8 7 39

have been granted if its refusal is not communicated within a month of the ~~xxx~~ receipt of the application.

3) From the above it is seen that house-owners need not ordinarily wait for more than one month for constructing their houses from the date of receipt of their application for a license. [illegible] recommended.

DEWAN'S OFFICE 2926 NOV. 1930

OFFICE OF THE FIRST MEMBER OF COUNCIL 13 OCT. 1930 No. 3754

II. Measures adopted to avoid delay in acquisition of lands for new villages or extension of old villages.

This matter was pressed on the attention of the Government in the Dasara Session of the R.A. in 1928. Several members complained of the delay and inconvenience caused to them in the matter of extension of village sites. A circular No. I. 2140-47/V.P. 43-29-2 was issued on 18th September 1929 to Deputy Commissioners of Districts requesting them to bring the matter to the notice of the several Municipal Councils, Village Panchayets, Assistant Commissioners in charge of Sub-Divisions and Amildars and Deputy Amildars and instruct them to see that there is no avaidable delay in the disposal of the requests for extention of village site.

Flag 4

Flag 2

A

9/10/30 Gen. Secy) 5) 10.10.30

1st Member D.C. 6) 6/10/30

A large no of cases [illegible] Rs. in tobe pending indefinitely The mere issue of a circular will not serve much useful purpose We may get a complete list of pending cases from one district [illegible] Dist Shimoga and their dec [illegible] 4.11.30 what further action should be taken in these delay cases [illegible] 11.30

General and Revenue Secretariat | File No. 782 of 193

Serial No.	

9) Resubmitted to the 1st Meas. for perusal of Dewans remarks

VS
5.11

OF THE JNCIL
6 NOV. 1930
No. 4614

10) Action may be taken accdy

CRY
6/11/30

mm KR) 11) Agreed

12) Draft prepared

7-11-30 13) For kind perusal before issue.

Gen. Secy) VS
8-11-30.

14) KR 10/11/30

Issue
15) VS
10.11.30.

11 Despatched work 4088 dt 14-11-30. taken for the cases.

Bhm A. 20/11

16. Letter no. As-c. 1115/30-31 dated 16th July 31. from the Deputy Commr Shimoga district furnishing the information called for.

VS 7. Dy comm's letter explains in

NOTE—Contn. Sheet

L 392

U.P File No. — 35[1] of 1930 — General and Revenue Secretariat

detail the situation as it now exist

17) The Dy Comm. is of opinion that it is not desirable to advance funds from Government with a View to disposal of acquisition of lands for village extension

18) Submitted with reference to Dewan's orders at para 8 supra

Gen. Secy) 22.7.31 — VS 24.7.31

GENERAL SECRETARY 24 JULY 1931 No 630

RJ 30/7/31 VS

II nd Member

OFFICE OF THE SECOND MEMBER OF COUNCIL 31 JULY 1931 No 1238

From the information furnished it is difficult to make out why there should be so much delay in disposing of these applications. But it is clear that many cases are pending with the Inspr of Taluk offices the attention, however, of the delay the matter respectfully draw that this applications receive special attention during inspection Taluk offices / 800'00 superior officers

Rg 1/8/31

GENERAL SECRETARY 12 AUG. 1931 No 1178

RJ 8/31 VS

Rfl: Subd for appl

MMB 10/8 Gen. Secy) VS 11.8.31

General and Revenue Secretariat | VP | File No. 33 | of 193 0

Serial No.

For perusal before issue —
Repte Para 8 Supra

DEWAN'S OFFICE 1219 17. AUG. 1931

Dewan)

to the
15-8-31

Mug
18.8.31

TYPING SECTION 19. AUG. 1931 GEN. & REV SECTT.

Issue
18.8.31

7 | D.C. in report ✓1328 dt 20.8
Draws his attention to the delays in ~~practice~~. The disposal of urgent cases for new village extensions &
& requests him to see that this
receives the attention during visits
& disposal of dak at camps by Supdtg
officers

Copy to D.C. Shimoga ✓1329 dt 20.8

B
26/8

GEN. & REV. SECTT.

NOTE—Contn. Sheet.

WD 02553—G PB—50,000—8 7 30

Appendix F G—1

SUBJECT.....

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Section VP

File No. 35-30

Diary No. of letter replied to.....

Serial No. 11

No. L4058

General and Revenue Secretariat

( )

the *193*

To The Dist Shirastedar

Sir

Date of issue 14/11/20

I am directed to request you to be good enough to submit a list showing the applications pending, for the grant of licenses for building houses in the Cantonment area for acquisition of the sites for erection of new buildings or

Signed by M M S Sastri

List of enclosures.....

Copied by 13/11/20

Examined by.....

[over.

extension of ord. necessary

2. The above fines which the authorities are pending in our reasons for the delay in paying be kindly noted. Assuring

cooperation

Thanking

8.11.00

99/5/14

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. L 46058 / V.035-30-11 URGENT.

Dated, Bangalore, 14-11-30

From

R. RANGA RAO, Esq., B. A., B. L.,
General Secretary to the Government of His Highness the Maharaja of Mysore.

To

G. Rudrappa, Esq., M.A., Bar-at-Law.,
Deputy Commissioner, Shimoga District.

Sir,

I am directed to request you to be so good as to submit a list showing the applications pending, ~~(1) for the grant of licenses for building houses xxxx in the several Villages of the District, and (2)~~ for acquisition of lands for the formation of new Villages or extension of old Villages.

2. The date from which the applications are pending with reasons for the delay may also be kindly noted against each case.

I have the honour to be,

S i r,

Your most obedient servant,

V Subramanyasastri

For General Secretary to Government.

Fwd Draft

K.M.R. 1.
13/11.

No. A5.C. 1115/30-31.

OFFICE OF THE DEPUTY COMMISSIONER,
SHIMOGA DISTRICT.

99

Genl.

Dated, Shimoga.....16th July.....193 1

L 392

FROM

GULAM MOHADIN MEHKRI, ESQ., B.A, LL.B.,
Deputy Commissioner,
Shimoga District.

GEN. & REV. SECTT. L 392 21 JUL 31 S.C. BRANCH.

GENERAL SECRETARY. 20 JULY 1931 No.

VP 35-30-16

To

R. Ranga Rao, Esq., B.A., B.L.,
General Secretary to Government,
Bangalore.

SIR,

Subject:- Acquisition of lands for village Extensions.
******

With reference to your letter No.L. 4058/V.P. 35-30-11 dated 14-11-30 calling for a list showing the applications pending for acquisition of lands for the formation of new villages or extensions of old villages, I have the honor to forward herewith a list of 40 cases pending in the several taluks of the District except - Shikarpur, as noted in the margin. The Amildar Shikarpur taluk has been asked to submit the list relating to his taluk immediately and the same will be transmitted to you soon after its receipt in this office.

Shimoga	4
Chennagiri	...14
Honnali	... 3
Shikarpur	Not received.
Sorab	... 5
Sagar	... -
Nagar	... 2
Tirthahalli	... 2
Kumsi	...10

It will be seen from the enclosed statement that 24 cases are pending for the recovery of the cost of acquisition. In many of these cases, houses are unauthorisedly constructed on hiduvali lands and the parties fined on Takrar takhtas. Acquisition proceedings are then taken, to include the land on which such houses have been built in the Gavtana, if there are no sites available for them and in such cases, the compensation amount has to be either recovered from the parties or the Village Panchayets.

The village panchayets either on account of the paucity of the funds at their credit or their unwillingness to acquire the lands required

required for the benefit of a few, do not sanction the amounts. The owners of houses newly constructed are reluctant to pay the full amount of compensation as they require only a small portion out of the land to be acquired. The Land Acquisition Officer has therefore to keep the acquisition file pending till the amounts are received and this accounts for delay in the majority of cases.

Government have ordered that advances may be made to panchayets to acquire lands and the amount to be recouped after the sites are sold. No advantage has been taken of this concession and where it has been done, and lands acquired out of money advanced by Government, the people have refused to build houses in the new extension after acquisition, though before it they show all eagerness to build. A few cases have come to my notice in this District and I mention two of them as being typical. During the floods, a portion of Mandagadde village in the Tirthahalli taluk was under submersion and lives were saved with difficulty. Lands were acquired to shift the people whose houses were submerged and [illegible] sites were formed, the people have now been refusing to build house in the area acquired and pray for permission to buil in the very area, which was submerged once. Again some lands were acquired for extension of the Honnali Town with Government advance. People now refuse to build house in that land saying that it is inauspicious for them to live there. The owners of lands from whom the lands were acquired do not wish to take them back after returning the compensation paid to them. So it is not desirable to advance funds from Government with a view to expedite disposal of acquisition for such purposes.

I have therefore instructed the Land Acquisition Officers not to proceed with the acquisition until the approximate amount required for payment of compensation is deposited with them.

is deposited with them.

I have the honor to be,
Sir,
Your most obedient servant,

W. L. Hall

Deputy Commissioner,
Shimoga District.

NP.

List showing the applications pending in the Shimoga District, for acquisition of lands for the formation of New villages or extension of old villages for 1930-31.

Sl	Name of Taluk.	Name of village.	Purpose for which acquisition is necessary.	Date of application received for acquisition.	Remarks why pending?
1.	Shimoga.	Mallapura.	Village Extension.	Not furnished.	Reported to be pending with the Revenue Inspector for furnishing certain particulars.
2.	"	Nagathi Belagalu			Reported to be pending with the District Health officer for furnishing his opinion.
3.	"	Kachagondanahalli			--do--
4.	"	Kanakatte.			Reported to be pending, as the villagers have not yet deposited the cost of acquisition.
5.	Chennagiri	Hurvigere		6-12-1928.	Pending for the recovery of the cost of acquisition.
6.	Hudigere	Hudigere		23-1-29.	---do--
7.		Halkudure		13-8-29	---do--
8.	"	Chirdoni		25-1-30	---do--
9.	"	Hiremadalu		13-8-29	---do--
10.	"	Nellitanka		18-5-29	---do--
11.	"	Malhal		18-5-29	---do--
12.	"	Tannigere	Taken up for acquisition as per orders passed by the Zamabandi Officer on the Takrar Takhta put up in the matter of having unauthorisedly built dwelling houses on agricultural lands		---do--
13.	"	Mavinakote			---do---

15.	"	Chennagiri	"	"	---do---
16.	"	Ajjihalli	"	"	---do---
17.	"	Kulenur	"	"	---do---
18.	"	Beedagondanahalli	"	"	---do---
19.	Hönnali	Chickkagonigere	"	24-10-28	Pending for recovery of the cost of acquisition of property.
20.	"	Hunasehalli	"	9-5-29	---do---
21.	"	Surahonne	"	10-5-29	---do---
	SHIKARIPUR.				Statement not received.
22.	Sorab.	Yannekoppa	"	3-11-28	Reported to be pending with the Revenue Inspector for furnishing full particulars regarding the acquisition.
23.	"	Thavarehalli	"	15-4-30	The records are ready for acquisition.
24	"	Shakunavalli	"	13-5-30	Reported to be pending with the Revenue Inspector for furnishing full particulars regarding the acquisition.
25.	"	Gudavi.	"	11-2-30	----------do---
26.	"	Kerekoppa	"	3-10-30	--do---
	SAGAR				No applications are pending for village extension..
27.	Nagar.	Kammachi	For Adikarnatakas	27-9-28	The records are reported to be ready for preliminary notification.
28		Arasalu	For Village Extension.	11-12-29	--do--
29.	Tirthahalli	Bejjavalli	"	Not furnished	The records are reported to have been submitted to the Sub Division Officer, Shimoga.
30.		Thirthahalli			--do--

31.	Kumsi Sub Taluk.	Kumsi Town	For extension of Kumsi Town for Vaddars.	21-8-28.	Reported to have been submitted to the Sub Division cer, Shimoga Sub Division for necessary mmendation with the Municipal Resolution on 12-8-30
32.		Ayanur	For extension of Ayanur village for Lambanies	10-8-26	The records have been reported to be completed and submitted to the Shimoga Sub Division Officer, after the parties agreed to bear the cost of acquisition.
33.		Suthukote.	For extension of the village for Vaddars.	7-8-29	Pending with the Revenue Inspector for recording the resolution of the village Panchayet with regard to the cost of acquisition.
34.	"	Yerekoppa	Taken up for acquisition on the order passed on the Takrar Takhta for village extension.	10-12-29.	
35.		Vitagondanakoppa.		25-12-29	---------do---------
36.		Sankenakoppa	Village extension	3-2-30	---------do---------
37.		Ragihosahalli	Taken for acquisition on the Takrar Takhta for voddars.	23-6-30	Pending with the Chairman of the Village Panchayet.
38.	"	Yadavala	-- do--- for Adi-Karnatakas.	20-5-29	Pending for recovery of the cost from the village Panchayet.
39.	"	Yarekoppa	--do--- for Lambanies	19-4-30	Pending with the Revenue Inspector for furnishing full particulars.
40.	"	Narnapur	For Village extension	24-9-30	---do--

✓ Deputy Commissioner
Shimoga District.

G.R.N

Appendix F G—1

SUBJECT.....

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Diary No. of letter replied to.....

General and Revenue Secretariat
( )
the *193*

Date of issue 20-8-31

Signed by Mr V. S. Sastri

List of enclosures.....

Copied by.....

Examined by.....

Section VP
File No. 35-30
Serial No. 17
No. L.1328

To The R.C. in mysore

Sir

It is being repeatedly brought to the notice of Govt that long delays are now allowed to occur in grant of licenses for building houses or in the acquisition of lands for new villages or extensions of old villages. With a view to see what steps could be taken to prevent these delays, a complete register recording such cases from the various taluks

[over

WD 02559—GPB—25,000—25-6-30

It was obtained and from the enquiries furnished [Govt. found it difficult to make out why there should be so much delay in disposing of these questions. But] it is noticed that many cases are pending with the Revenue Inspectors in the Taluk Offices accordingly I am directed to draw your attention to these delays & to request you to see that this question receives special attention during the Inspn of Taluk Offices by the SDOs & Superior Officers

Copy of circular [illegible] no
A 2160-47/VP dt 23-29-2 dt
18.9.29 issued to the Dts of Dks
on the matter is enclosed for refe.

I have de

11.8.31
for Secy

memo no 2/329 dt 20-8-31
Copy to D.C. Shimoga with refe to his
letter no A5C 1115/30-31 dt 16.2.31.

BO
11.8.31
for Secy

Extra

L. 1328/V.P. 35-30-17 20-8-31

Enc one

The

The Revenue Commissioner in Mysore

angalore.

It is being repeatedly brought to the notice of Governm-ment that long delays are now allowed to occur in granting licenses for building houses or in the acquisition of lands for new villages. With a view to see what action could be taken to prevent these delays a complete list of such pending cases from the Shimoga District was obtained and from the information furnished it is noticed that many cases are pending with the Revenue Inspectors and in the Taluk Offices. I am accordingly directed to draw your attention to the delays and to request you to see that this question receives special attention during the Inspection of Taluk Offices by the Sub Division Officers and Superior Officers.

Copy of Circular letter No.L.2140-47/V.P. 43-29-2 dated 18th September 1929 issued to the Deputy Commissioners of Districts in the matter is enclosed for reference.

I have the honour to be,

our most obedient servant,

Sd. H.V. Ramaswamy

General Secretary to Government.

P.T.O.

Memo No.

Dated, Bangalore the 19th August 1931.

Copy of the foregoing is forwarded with compliments to the Deputy Commissioner Shimoga with reference to his letter No.A5.C.1115/30-31, dated 16th July 1931.

By Order

V Subrahmanya Setty

for General Secretary to Government.

Agn/2.